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8 FIRST AMERICAN TITLE INSURANCE COMPANY

9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 FIRST AMERICAN TITLE INSURANCE
12 COMPANY, a California corporation,

13 Plaintiff,

14 vs.

15 COMMERCE ASSOCIATES, LLC, a
16 Nevada limited liability company; TG
17 INVESTMENTS, LLC, a Nevada limited
18 liability company; and DOES 1-10,

19 Defendants.
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Case No.: 2:15-cv-00832-RFB-VCF

**STIPULATION AND PROPOSED
ORDER CONTINUING FIRST
AMERICAN'S DEADLINE TO
RESPOND TO DEFENDANTS'
MOTION TO DISMISS COMPLAINT
(ECF NO. 16)**

(First Request)

1 This is a stipulation to extend plaintiff First American Title Insurance Company's
 2 ("First American") deadline to file its response in opposition to defendants Commerce
 3 Associates, LLC's and TG Investments, LLC's (collectively, "Defendants") motion to
 4 dismiss First American's complaint, and Defendants' corresponding deadline to file their
 5 reply to that response.

6 **WHEREAS** plaintiff First American filed this action on May 4, 2015;

7 **WHEREAS** First American caused the complaint and summons to be served on
 8 the registered agents of Defendants on May 5, 2015;

9 **WHEREAS** based on Defendants' failure to appear in this action on or before May
 10 26, 2015, the Clerk entered Defendants' default on May 28, 2015 pursuant to Fed. R. Civ.
 11 P. 55(a);

12 **WHEREAS** Defendants filed a motion to set aside the entry of default on June 19,
 13 2015 (ECF No. 9);

14 **WHEREAS** First American filed a response in opposition to that motion on July 6,
 15 2015 (ECF No. 13);

16 **WHEREAS** the deadline for the filing of Defendants' reply in support of the
 17 motion to set aside is currently set for July 16, 2015;

18 **WHEREAS** after First American filed its response in opposition to their motion,
 19 and before the Court ruled on their motion, Defendants filed a motion to dismiss First
 20 American's complaint (ECF No. 16);

21 **WHEREAS** First American's present deadline to file its response in opposition to
 22 the motion to dismiss is July 27, 2015;

23 **WHEREAS** Defendants' motion to dismiss will be rendered moot if the Court
 24 denies Defendants' motion to set aside the Clerk's entry of default;

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NOW THEREFORE First American and Defendants, by and through the undersigned counsel, **HEREBY STIPULATE AND AGREE:** (i) subject to the approval of the Court that First American's deadline to file its response in opposition to Defendants' motion to dismiss shall be continued until fourteen (14) days after the Court issues its ruling on Defendants' motion to set aside the Clerk's entry of default, and any reply to the motion to dismiss shall be filed by Defendants in compliance with Local Rule 7-2(c); and (ii) this stipulation is entered into solely for the purpose of continuing First American's deadline to respond to Defendants' motion to dismiss and is made without prejudice as to any other rights of any party.

By: /s/--Kevin S. Sinclair
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-and-

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Attorneys for Defendants Commerce Associates, Inc. and TG Investments, Inc.

IT IS SO ORDERED.



THE HON. RICHARD F. BOULWARE, II
 UNITED STATES DISTRICT JUDGE

DATED: July 22, 2015.

